

ORIGINAL



0000127705

**KELLY & KELLY, P.C. RECEIVED**

6900 EAST CAMELBACK ROAD, SUITE A-39

SCOTTSDALE, ARIZONA 85251

(602) 254-7373

FAX (602) 254-3030

E-Mail: [Kellylaw@aol.com](mailto:Kellylaw@aol.com)

2011 JUL 21 P 12:49

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

**DOCKETED**

JUL 21 2011

Hubert E. Kelly (001725)

ATTORNEYS FOR *Respondent Ross West*

DOCKETED BY

**BEFORE THE ARIZONA CORPORATION COMMISSION**

In the matter of:

BEVERLY MICHELE WEST and  
ROSS WEST, wife and husband,

Respondents.

DOCKET NO. S-20806A-11-0234

**ANSWER TO NOTICE OF OPPORTUNITY  
FOR HEARING REGARDING PROPOSED  
ORDER TO CEASE AND DESIST, ORDER  
FOR RESTITUTION AND ORDER FOR  
ADMINISTRATIVE PENALTIES**

For his answer to the Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, Order for Restitution and Order for Administrative Penalties, Respondent, Ross West, admits, denies and alleges as follows:

**I. JURISDICTION**

1. Neither admits nor denies the allegations contained in paragraph 1. of the Notice as the matters and things therein stated are not allegations of fact.

**II. RESPONDENTS**

2. Admits the allegations contained in paragraph 2 of the Notice.

3. Admits that Ross West was and is the spouse of Respondent and denies the remaining allegations contained in paragraph 3 of the Notice.

4. Denies the allegations contained in paragraph 4 of the Notice.

**III. THROUGH VI.**

5. Denies each, every and all of the allegations contained in paragraphs 5

1 through 31, generally and specifically, on grounds that such allegations are untrue or on  
2 grounds that matters and things alleged do not pertain to this Respondent or to matters of  
3 which he has personal knowledge; and with respect to allegations that input bad motive or  
4 faith to Respondent, Beverly West, violations of securities laws and fraud that, assuming  
5 that the same are true which this Respondent denies, this Respondent specifically denies  
6 that Respondent, Beverly West, was acting on behalf of this Respondent or on behalf of  
7 their community.

8 **FIRST DEFENSE**

9 As and for Respondent's First Defense he alleges that at no time did he have  
10 any knowledge of Respondent, Beverly West, engaging in the sale of unregistered  
11 securities of any aspect of such conduct ut as alleged in the Notice.

12 **SECOND DEFENSE**

13 As and for Respondent's Second Defense he alleges that the allegations contained  
14 in the Notice are not well-grounded in fact and are arbitrary and capricious and without  
15 merit.

16 THEREFORE, Respondent requests the Commission to hear this matter and deny  
17 the relief requested, dismiss the Notice and grant such other and affirmative relief as the  
18 Commission deems proper in the premises.

19 DATED this 18 day of July, 2011.

20 KELLY & KELLY, P.C.

21 By 

22 Hubert E. Kelly  
23 6900 East Camelback Road  
24 Suite A-39  
25 Scottsdale, AZ 85251  
26 Attorney for Respondent Ross West  
27  
28

1 ~~Copy~~ of the foregoing mailed this  
2 day of July, 2011, to:

3 Docket Control  
4 Arizona Corporation Commission  
5 1200 West Washington Street  
6 Phoenix, AZ 85007

7 Matthew J. Neubert  
8 Director of Securities  
9 Securities Division  
10 Arizona Corporation Commission  
11 1300 West Washington Street, 3<sup>rd</sup> Floor  
12 Phoenix, AZ 85007

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28